at Charlotte, Morganton, Leaksville, Milton, Wilmington and Windsor. This disposition of the capital when taken in connection with the amount and distribution of that of the other banking institutions of the State, it is believed, will afford ample means if properly managed, for carrying on and facilitating to a just extent, the commercial and agricultural pursuits of the community; while the aggregate of the whole will not form an amount sufficient to induce the Banks to incur the risk of excessive issues, in order to find employment for their capital, nor to create among the people an undue spirit of speculation; and at the same time, any depreciation in the value of the circulating medium, always produced by these causes, may be avoided. Should, however, the present amount of Banking Capital within the State, not be deemed sufficient for the actual wants of its citizens, it is respectfully suggested whether it would not be advisable to enlarge the capital of the existing Banks in preference to the incorporation of others.

Since the last annual report from this department, I have continued from time to time, as the means of the Literary fund accumulated, to invest them in the reserved Stock of the Bank of the State, as directed by a resolution adopted by the President and Directors of that fund, in January 1835. Within the period referred to there has been subscribed, in behalf of this Fund, two hundred and seventy six to pursue in disposing of this embarrassing quesshares, which cost the sum of twenty nine thousand eight hundred and seventy tion. He would confess, however, that neither diately preceding the day of his election, three nine dollars and seventy cents, as will be seen by reference to the disburse- the plan proposed by this resolution, nor any hundred acres of land in fee, and that such posments enumerated under the appropriate head-the whole number of shares now belonging to this Fund in the Bank of the State, is nineteen hundred and forty two, the aggregate cost of which, is one hundred and ninety seven thousand seven hundred and sixty seven dollars and thirty three cents. There are likewise belong- the act of Congress of last session conferred it. parties to receive the title for the mere purpose ing to this fund two hundred and eighty two shares of Stock in the State Bank, one hundred and forty one in the Bank of Newbern, and fifty in the Bank of Cape it act; and he believed the friends of the Admin-Fear, as also the dividends of three hundred and fifty nine shares, owned by the State in the Bank of Newbern, and seven hundred and four shares in the Bank of Cape Fear, which together with the sum of three thousand eight hundred and forty five dollars and nine cents, uninvested in the Treasury, constitutes the entire amount of means belonging to the Literary Fund at the close of the last fis- lieved the passage of that act was viewed by the

By an act of the General Assembly, passed at the last session, entitled 'an Act making it the duty of the Governor to convey to the Justices of Haywood County Court, certain lands therein described," it is made the duty of the Governor to. cipations which he would fain have us believe convey to the said Justices in trust for the county of Haywood, all the Cherokee were excited among his constituents by the paslands remaining unsold within the said county, whenever the Justices thereof shall execute and deliver to the Public Treasurer, bonds with securities, to be approved by him, for such sum as the said lands may be ascertained to come to, at say that the intelligent community which he (Dr. the prices prescribed by law, as the minimum prices for lands of the quality that the said lands were apportioned to be, by the commissioners by whom the same were surveyed, and that the bonds so executed shall be payable in four equal annual instalments-under the provisions of this act, four several bonds, bearing date the 13th day of August 1836, for the sum of eleven hundred and thirty three dollars and six and a fourth cents each, have been executed as required by the Act, a gilded bait, brilliant to the eye, delicious by the Justices aforesaid, and are now on file in this Department.

It will be observed, on examining the disbursements made from the Public Fund, during the last fiscal year, that they have exceeded the receipts of that fund, by the sum of two thousand six hundred and seventy dollars and thirtyeight cents, (\$2,670 38) to supply which deficiency, recourse has been had to the use of the fund set apart for Internal Improvement,-in fact, in the course of the year, the entire amount of the Internal Improvement Fund, was used in the payment of claims chargeable on the Public Fund; it being deemed better thus to apply it, than to pay interest on a like amount borrowed from the Bank; and partieularly so as no appropriation from the fund for Internal Improvement was made at the of other Senators, it was posible he might be so postmaster on the day of his election, is null and and ordered to be engrossed. last session; nor was there a probability of any claim chargeable on that fund being enlightened as to change his own views on the void. presented within the year. Upon the receipt of the revenue from the Sheriffs, subject. on the first day of October last, the whole amount of the Internal Improvement Fund was repaid; but the disbursements, since that period, have again made it ne- table. cessary for the public fund to become its debtor for the sum above stated. It is evident, therefore, from the present state of the Treasury, that speedy provision must be made either by loan or otherwise, for meeting the current demands upon it.

The accompanying statement marked C., exhibits the amount of Treasury Notes issued under the several Acts of Assembly; the amount at different peri ods redeemed and burnt; and the amount yet unredeemed. Judging from the rapid decrease in the amount presented for redemption within the last three years, it may be fairly inferred, that in the course of a similar period, the whole amount |bill, with the exception of Dr. Thos. H. Hall. yet in actual circulation, will be redeemed; and this very troublesome and hith- the Senator from Edgecombe, who voted in erto laborious business, brought to a final close.

Copies of such Bank exhibits as have been received at this office since the last test against the passage of the bill, which was ved by the holder, are within the clear meaning session, are hereto annexed; and copies of such others, as may be received du- ordered be entered upon the journals of the fourth section of the fourth article, of the Marshall, Moye, M'Neill, Neale, Nye, A. ring the present sitting of the General Assembly, will be promptly furnished.

The accompanying statements, marked from A. to H. inclusive, contain such information on the various subjects, to which they relate, as the books of this any portion of the surplus money, provided for Department furnish; and which, it is believed, embrace all that the act, regulating the Treasury Department, requires.

In the month of May last, Col. Samuel Chunn, who has been the State Director in the Buncombe Turnpike Company, for several years past, resigned bution, as contended for by some, as well as that appointment, and the duty of filling the vacancy, being by the Charter, devolved on the Public Treasurer, I issued a commission to Dr. J. F. E. Hardy, of Ashville, who had been well recommended; and in whose hands, I have no doubt, the interests of the State may be safely entrusted.

That portion of the Revenue collectable by the Sheriffs of the State, has again cepts the conditions upon which it is offered, been promptly and punctually accounted for; but I regret to say that several of and thereby enters into a contract, which the the auctioneers, who are liable for the tax due upon their sales at auction, have failed to account for the same as prescribed by law. A list of the officers thus delinquent, with the amount due by each, has been certified and published in the deposite or distribution, is not provided for in for the better administration of justice in State Gazette, as required by the 23d section of the "Act concerning the Public any expressly granted power, nor is it necessary Treasury;" and such further measures, as the Act requires for securing the or proper, to the execution of any granted powamount due the State, will be taken in proper time.

All which is respectfully submitted, SAMUEL F. PATTERSON, Public Treasurer. Statement of the nett produce of the different branches of Revenue and the amount of cash received thereon into the Public Treasury, from the 31st day of October 1835, to the first of November 1836.

Branches of Revenue.	Amount.	Aggregate.
Tax on land	23,226 52	
" " Town property, -	1,620-42	
Polls,	28,016 02	
" " Stud horses, -		
" " Gates,	1,494 61	
" " Stores,	122 20	
" " Pedlars,	10,835 38	1 ×
" " Artificial curiosities,	3,322 90	
" " Natural do.	1,635 60	•
" " Billiard-tables or tables of chance,	451 20	
" " Brokers and Lottery Offices,	470 00	
BANK TAX.	188 00	
and the state of t		71,382 85
Bank of the State,	2,250 00	
Dank of Cape Fear,	1,595 00	- Jeliu A
" " Bank of Newbern,	562 50	1 10 100
BANK DIVIDENDS OF CAPITAL STOCK.		4,407 50
" " Bank of Newbern, -		12,726 00
BANK DIVIDEND OF PROFIT UNAPPROPRIATED.		
" Bank of the State,	88,815 50	
" " Bank of Cape Fear,	75 00	
		38,890 50
Buncombe Turnpike Company Dividends,		950 00
STATE LOAN.	* 1 1 1	
Charles Manley, Treasurer, University	100,000 00	x terral
Preasurer of the U.S. of America.	300,000 00	n 2 'g
TREASURY LOAN.		400,000 00
Bank of the State of North Carolina, -		10,966 62
Cash received from H. H. Cooke, his bond,	223 47	n rullings
" " Miss E. E. Haywood, rent, -	10 00	
" " J. H. Lindsey,	3 00	236 47
	the contract	Table Links
Aggregate amount received on account of public fund.		\$539,559 9
LITERARY FUND.		
Bank dividends of profit,	20,424 50	de raierus .
" " Bank of Newbern Capital Stock,	987 00	Safarorea maliti
Dividends Roanoke Navigation Company,	1,375 00	
" " Cape Fear, .	417 22	
Tavern Tax for 1835,	2,597 22	
Auction tax for 1835 and 1836.	1,159 06	
Entries of vacant land,	5,682 71	
THE RESERVE OF THE PROPERTY OF THE PARTY OF	0,002 /1	objects again
Aggregate amount, Literary Fund		020 640 7
INTERNAL IMPROVEMENT FUND.	mailten aut	832,642 7
Bank dividends on stock appropriated to fund for In-	1.21 LP UKS	218 2 138 3
ternal Improvement	10,185 00	TAG ASS
" Amount received on Cherokee bonds.	3,630 70	
" " Jonathan Philips' bond,	275 25	
" " John Rutherford Jr, do .	2,016 33	
" " Sale of Dredging machine,	87 65	
	07 00	La contra
Aggregate of Internal Improvement fund.	0.0006	010 101 0
Aggregate amount received on account of D. I.		\$16,194 9
rund, Literary Fund, and Fund for Internal	1	
Improvement.	11	1.
inproventent.		\$588,397 5

Legislature of North Carolina.

DR. FOX'S RESOLUTION. In Senate, Tuesday Dec. 6: Mr. Fox present-

ed the following resolution viz: Resolved, that the committee to whom was referred so much of the Executive Message as relates to the Surplus Revenue that may be deposited in this State, be instructed to inquire into the expediency of providing by law for the distribution of the same among the several counties of the State, according to population and taxation; and to report by bill or otherwise.

On presenting this resolution, Mr. Fox remarked in substance, that he was aware the course suggested would no doubt be in opposition to the views of perhaps a majority of the Senate. But he had presented it with a hope of nate. eliciting the views of gentlemen more competent than himself to point out the course we ought other he had heard suggested, was entirely sat-

isfactory to his mind. Mr. Fox said he conceived the General Assem-That act was just what it purported to be, a Deposistration aided in passing the act, with no other view than to quiet the jealousies and forebodings of the public mind. Indeed, until he had heard the remarks of the Senator from Carteret and Jones, touching this subject, he had not beintelligent portion of any party, in any other light than as settling a vexed question. And sir, said Mr. Fox, when I heard that gentleman pourtraying, in eloqueat strains the golden antisage of that act-when he told us they viewed it as a national jubilee; I must confess, Mr. Speaker, I was utterly astonished! He would here Fox) had the honor to represent, entertained views in relation to this matter as directly oppo- stitutionally disqualified to be voted for; and if sed to those expressed by the honorable Senator he should be elected, such election is null and from Carteret and Jones, as day was to night. They deprecated the necessity of the deposit act; and were disposed to view the whole scheme "as to the taste, but deadly to the hope." They to subvert the best government on earth."

pointing out a course satisfactory even to his own mind; yet it appeared to him the least objectionable mode of disposing of the troublesome question under consideration, that he had heard meaning of the fourth section of the fourth act and when he should have heard the arguments the election of any Senator holding the office of

After the Resolution had been read, it was, Resolution of Mr. Moseley :

DR. HALL'S PROTEST.

IN SENATE, DECEMBER 9.

On the third reading of the bill to receive North Carolina's proportion of the Surplus Revenue, under the late act of Congress, the tote under this State, and that they, with all other was unanimous in favor of the passage of the offices, or places held under the United States, ley, Hawkins, Haywood, (Speaker) Hoke, the negative, and presented the following Pro- from which salaries, fees or perquisites are deri-Senate ; viz :

under the act of Congress of last session, and consequently against the passage of the bill now under consideration for the acceptance of the sented a resolution in favor of James Cansame. I am opposed to the principle of distrithat of making the State of North Carolina a fiscal agent, to participate in the management ty of Yancy. The bill to incorporate the of any part of the duties of the Treasury De- general mining and manufacturing compartment of the United States By accepting pany, finally passed this house, and orderthe money proffered, North Carolina also acparties contracting, are, in my opinion, not constitutionally competent to make. The act, or rather the 13th section, making the profferred introduced a bill to repeal the act of 1834, er. In addition to this, it most palpably violates a settled principle, drawn by fair construction | Public Deposites in the several counties from the 9th and 10th amendments of the Fed of the State; referred to the committee on eral Constitution, that the powers of the Fede- that subject ral and State governments should he kept separate and distinct. This act makes the State a subordinate executive agent in the execution of the duties of the Treasury Department. It not only makes the State a subordinate fiscal agent, but the subordinate to a subordinate executive officer; being subject in this matter to the direction and supervision of the Secretary of the Treasury. In addition to these objections, I think it not only inexpedient and unnecessary, but in its tendencies dangerous to the principles upon which our institutions are founded. It places the State under the control of the Federal Government through its money concerns, making the Federal Government the collector of revenue for the State; thus tending to a con- from Hyde county. solidation of the State & Federal authorities. It in effect goes to reinstate and sustain the Ame- Of W. F. Wellons of Johnson, Moses Barican System, and thereby keeps up an onerous system of taxation upon the people, wholly un-

The operation of distributing or depositing the surplus, should a surplus be continued, will necessarily have an injurious effect upon the commerce of the country, by taking from the proper channels of trade, a large capital, and removing from the Banks the means of accom-

modation to the mercantile class. Auother, and not a trifling objection is, that under the forms of the obligation, the State gives ner consent to be legally bound to perform the requirements of the act of Congress, and in my humble judgment, subjects herself, in case a county by the name of Gaston; ordered sented a bill to incorporate the North Caof deliquency, to be sued in the Supreme to lie on the table. Mr. Mebane present-Court of the United States, as a defaulter. Nor ed two memorials from Orange, disapprovis it impossible, nor altogether improbable that such deliquency may take place. Suppose the such deliquency may take place. Suppose the to the committee of the whole house. A state, was rejected on its second read their part. Messrs Braswell, Brummell, and the second read their part. Messrs Braswell, Brummell, and the second read the second read their part. mount of two or three millions, and the money message from the House of Commons inappropriated or spent, as it likely may be, when forming that Messrs. Rayner, Moore, to the office of Comptroller, has become a on the part of this House for the present or how, let me ask, would it be repaid! The Smallwood, Hooker, Sloan, Blount, D. Jor- law. The Senate then spent some time week. A message from the Senate, proonly means would be heavy taxation, which dan, Graham, W. A. Lea, Fisher, Cansler, on the Revised Statutes, ture, or permitted by the people.

For these reasons, I feel bound to vote against the passage of the bill. (Signed) THOS. H. HALL.

SENATE. Tuesday, Dec. 13. The following preamble

charter of our rights, should be kept inviolate: And whereas, the people in their wiscom have ordained, that each member of the Senate, shall have usually resided in the district for which he Carson, from a joint select committee, reis chosen for one year immediately preceding jected a bill to erect a county by the name his election, and for the same time, shall have of Cleveland, out of parts of Lincoln and possessed and continue to possess in the district which he represents, not less than three hundred acres of land in fee ; and further, that no person who shall hold any office, or place of trust, or profit, under the United States, or any department thereof, or under this State, or any other government, shall hold or exercise, any other

house of the General Assembly.

And whereas, from the frequent violation, of the above recited provisions of the constitution, it may be presumed, that a misinterpretation hath been put on the same; or, that the attention of proper construction; and in either case, a declaration on the part of the Senate, of the true meaning of said provisions may be useful in perpetuating unbroken, some of the most essential articles of that charter; therefore, be it reperson shall be elected to a seat in the Senate of this State, who has not usually resided in the Senatorial district for which he may be chosen, twelve months immediately preceding the day of his election, he is not entitled to a seat in the Se-

Resolved, That no person is qualified for a seat in the Senate who shall not have possessed in his Senatorial District, for twelve months, immesession and ownership, should be both of the legal and equitable estate in said land, and that the title thereto should be absolute; and any promise bly had no power to legislate on this, other than or understanding, open or secret, between the of qualification, and after such purpose is answered, to re-convey it, is a palpable evasion of the constitution; and a direct fraud upon one of its most salutary provisions.

Resolved further, That if any person elected a Senator, shall at any time after his election and to hold his seat during the remainder of his Se-

natorial term. Resolved further, That the term "eligible" as used in the fourth act, and tourth section of the amendments of the constitution, is referrible to he day of election; and that if on that day any candidate for the Senate, shall hold any office orplace of trust or profit, under the United States, or any depament thereof, or under this State, or under any other State or govenment, he is con-

Resolved further, That if any Senator, who at the time of his election, may be constitutionally qualified to receive the suffrages of his electors, shall after his election, and during the continufear it will be but "an entering wedge, which, ance of his term, accept any office or place of if not resisted or judiciously managed, threatens trust, or profit, under the United States, or any department thereof, or under this State, or any Mr. Fox said he did not offer this resolution as other government, he doth by such acceptance, vacate his seat as Senator in this house.

Resolved further, That the office of postmaster, is an office or place of trust or profit, within the suggested. His mind was open to conviction; of the amendments of the constitution, and that

Resolved further. That the office of Postmaster and Deputy Postmaster, the office of Solicitor, the office of County Attorney, the office of Entry | VIZ: Taker, the office of County Trustee, the office of ner, the office of Constable, the office of Notary Puplic, the office of Deputy Sheriff, and County Surveyor, are offices or places of trust or profit, or any department thereof, or under this State, or any other State or government, which confer a trust, and imply confidence in the holder, and amendments of the Constitution, unless expressly I enter my protest against the acceptance of excepted from its operation by some other clause of the Constitution.

COMMONS.

Tuesday, Dec. 13. Mr. Guthrie pretle; referred. Mr. Erwin presented a bill to amend the act of 1833, erecting the couned to be engrossed. Mr. Farron, from the S. Harris, W. Harris, Hill, Horton Hosone the several acts concerning pilots and commissioners of navigation. Mr. Smith Haywood. Mr. Byrd introduced a bill for the distribution of the proceeds of the

Messrs. Rayner, Moore, Smallwood, Hooker, Sloan, Blount, Dillon Jordan, Graham, Wm. A. Lea, Fisher, Cansler, Patton and Courts, were appointed to compose, on the part of this House, a joint select committee of one from each congressional district on the disposition of the surplus revenue.

Messrs. Farrow, Davenport, Swift, Smallwood, and Pritchard, were appointed to Both ordered to be printed, and made the compose, on the part of this house, the joint select committee on the memorial

Resignations of justices of the peace: ker of Edgecombe, and W. H. Thompson of Onslow.

SENATE.

Patten and Courts, form their branch of the committee on the disposition of the surplus revenue. Received form the H. of Commons, a message, agreeing to the of Granville county. proposition of the Senate, that the joint select committee on the memorial and of constitutional liberty, that the fundamental and stating that Messrs. Farrar, Davenport, Swift, Smallwood, and Pritchard, Rutherfordton; read first time and passed.

ity of the State, or be eligible to a seat in either for not keeping their public buildings in ling held the office of Post Master at the repair; referred. Mr. McNeill introductime of his election; Mr. Rayner, offered ed a resolution in favor of John H. Hill; a resolution to vacate the seat of James passed and ordered to be engrossed. Mr, Calloway, a member from Surry, for hat. Rayner, from the committee, introduced a ing held the office of Entry Taker; and the people has not been sufficently turned to their resolution in favor of D. Bryson. Mr. Fish- the seat of Dillon Jordan, a member from er introduced a bill to amend the charter Cumberland, for holding the office of of the Cape Fear, Yadkin and Pee Dee county attorney; all which, after considtion of Mr. Hoskins, the judiciary com- committee of elections, Mr. Hoskins presolved as the opinion or the Senate, that if any mittee were directed to inquire into the expediency of so amending the laws, that of Chowan, for increasing Register's lees general elections for Congress, for the referred. Mr. Adams presented a bill giv. be held on the same day throughout the office of county trustee and Treasurer of are required to be held. Mr. Nye intro- worth introduced a bill to regulate the ed to be engrossed.

SENATE.

ed a resolution expressive of the opinion of the 6th judicial circuit; referred, on mo. of the Legislature that the public lands, tion of Mr. Hoke, to a select committee in justice belong to the State, and that it composed of Messrs. Hoke, Byrd, and would be improper for Congress to pass a Courts. Several revised bills were paslaw, giving them to the State in which they sed through their different readings, and are situated, or reducing the minimum some finally passed this House. price of the same. Mr. McCormick preduring the term of his office, or place of trust, sented a bill for the better regulation of cease to possess, bona fide, three hundred acres the town of Fayetteville; on motion of Mr. of land in fee, he is constitutionally disqualified Marsteller, referred to the Judiciary committee. Mr. Fox presented a Resolution that both houses adjourn, sine die, on the 2d January; read and adopted. The evening session of the Senate was occupied with the Revised Statutes.

> COMMONS. Thursday, Dec. 15. Mr. Jordan introduced a bill to incorporate the Rockfish manufacturing Co. Mr. Smallwood, from the committee on the subject, reported a bill to change the site of the court house and jail of Hyde county. On motion of Mr. McNeill, the name of Owen Holmes was added to the nomination for Judge .-On motion of Mr. Graham, the judiciary committee were discharged from the consideration of the resolution for passing a general law on the subject of legitimating persons, all necessary provisions being contained in one of the Revised Statues. Mr. Graham presented a resolution in favor of Mary Sloan; read three times,

On going into the election for Superior Mr. Taylor offered as a substitute to the last Court Judge, in place of Judge Strange— sed Bills, viz: A Bill to incorporate the Owen Holmes, and John L. Bailey, being in nomination, the vote resulted as follows,

For Mr. Holmes: Messrs. Averitt Register, the office of Sheriff, the office of Coro- Braswell, Byrd, Caldwell, Calloway, Can sler, Chambers, Coor, Cotten, Courts, Crawford, Critz, Daniel, Davis, Dunn, George, J. W. Guinn, L. A. Gwyn, Hart Henry, Holland, Hollingsworth, Hooker, Howerton, Hutchison, Irion, Jarman, D. Jordan, Judkins, Kenan, Kenyon, Isaac W. Lane, W. A. Lea, J. F. Lee, Maclin, Perkins, Rand, Roebuck, Roberts, Simpson, Sloan, Smith Speller, Spiers, Stallings, Stockard, Tomlinson, Tuton, Walker, Ward, Watson, R. Whitley, K. Whitley, Williamson: 62.

For Mr. Bailey: Messrs. Adams, Boon, Brummell, Campbell, Clayton, Clement, Covington, Cox, Davenport, Eaton, Er- that Messrs. Braswell, Brummell, Kenan win, Faison, Farrow, Fisher, Fleming, and Byrd, compose their branch of the Gales, Gary, Gee, Gillespie, Gilliam, committee on enrolled bills this week; Grady, Graham, Granberry, Guthrie, W. whereupon the Speaker announced that kins, Howard, Jefferson, Enoch Jordan, committee on said bills on the part of the J. A. King, W. B. Lane, Lindsay, Loudermilk, J. Matthews, C. H. Matthews, mons a message informing that Messrs. E. Miller, W. J. T. Miller, Moore, M'Alister, M'Clenahan, M'Rae, Patton, J. H. of the committee to superintend the elec Perkins, Petty, Pinkston, Pritchard, Ray- tion of Judge; whereupon the Speaker ner, Satterthwaite, Swift, Thomas; 54.

For Mr. B. F. Moore: Mr. Blount. reported that Mr. Holmes was duly elect- Senate then proceeded to vote, as follows: ed Judge.

Mr. Hawkins, from the committee on elections, reported in the case of W. S. Harris, concluding with this resolution "Resolved, that William S. Harris, the member from Cabarrus county, is not entitled to a seat in this House." Mr. Satterthwaite made a counter report, on behalf of the minority of the committee.order of the day for Saturday.

SENATE.

Friday, Dec. 16. Mr. Joyner presented memorial from Halifax and Edgecombe mons informing that Messrs. Stallings & counties, for the removal of obstructions to Rayner are superintendants of the votes the passage of fish up Fishing creek; re- for Solicitor of the first Judicial Circuit; ferred. On motion of Mr. J. W. Bryan, whereupon the Speaker announced that the judiciary committee were instructed Messrs. Taylor and Hall form our branch Wednesday, Dec. 14. Mr. Baker pre- to inquire into the expediency of increas of the committee to superintend said elecsented the petition of certain citizens of the ing the fees of county surveyors. The tion. The Senate then proceeded to vote, counties of Burke, Wilkes, Lincoln and resolution in favor of Mary Sloan, has be when it appeared that David Outlaw had Iredell, praying the Legislature to erect come a law. Mr. J. W. Bryan, present- 28 and Thomas Bragg 21 votes. Mr. a county out of the above named counties. ed a bill to alter the time of holding the Taylor reported that Mr Outlaw had re-Mr. Montgomery, from the Committee of Propositions & Grievances rejected a bill Resolution in favor of John H. Hill, has elected. (referred to them) to lay off and establish become a law. Mr, James W. Bryan pre-

Stokes county; of Joseph Physic of Cra-

COMMONS.

Whereas, it is necessary to the preservation shall consist of 5 on the part of each house, adjourn on 3d January; House refused to rence of this House. The amendments concur. On motion of Mr. Crawford, it were agreed to, excepting the amendment was resolved to hold evening sessions af- proposed in the first section, which was form their branch of the committee. Mr. ter the 17th inst.; ayes 89, noes 16. Mr. not agreed to; and on motion of Mr. the Cape Fear, Yadkin, and Pee Dee rail the Senate he asked on the disagreement. road, Co. praying aid of the Legislature for the completion of their work; referred. Mr. Hill introduced a memorial from the of N. York, proposing on behalf of certain Wednesday, Dec. 14. Mr. Gilliam pre- Bank of Cape Fear, for an increase of Banks of that city, to take that portion of Peace of Granville, relative to an indict- fered a resolution to vacate the seat of Mr. dilliam of the Surplus Revenue which will be allotted to this State upon certain terms specified. office or place of trust or profit, under the author- ment against them in the Superior Court, Averitt, the member from Onslow, for hav- The communication was referred to the

Rail Road Company; referred. On mo- erable angry debate, were referred to the Legislature, for Presidential Electors, &c. ing County Courts authority to abolish the State, in the several years in which they public buildings; referred. Mr. Hollings: duced a bill making compensation to the manner of receiving lists of taxable projurors of Ashe county; passed and order- perty. The Speaker laid before the house a communication from His Excellency the Governor, transmitting statements in re-Thursday, Dec. 15. Mr. Bryan present- gard to the dockets in the several Courts

SENATE.

Saturday, Dec. 17 .- Mr. Mosely presented a memorial of a number of citizens. praying the Legislature, that the State of North Carolina, take two fifths of the Stock, in the Cape Fear and Yadkin Rail Road Company, which was read, and on his motion referred to the Committee on Internal Improvements. Several Revised Statutes were acted upon.

COMMONS. Saturday Dec. 17 .- Mr. Gary introdu-

ced a bill to incorporate the Roanoke Valley Rail Road Company, which was read the first time and passed; and on motion of Mr. Gary referred to the Committee on Internal Improvement. Mr. Dillon Jor. dan presented resolutions concerning the surplus revenue, which were read; on motion of M. Hutchison ordered to be printed, and ordered on Mr. Fisher's motion to lie on the table. A Message from the Senate, informing that Messrs Kerr and Moye, constitute for the present week, their branch of the committee on Enrolled Bills. A Message from the Senate, informing that they had passed the Engros-Salem Manufacturing Co.; A Bill empowering Courts of record to change names: & a Bill fixing the time for perfecting titles to lands heretofore entered and paid for; and asking the concurrence of this House The said bills were read the first time and passed; and the last named Bill on motion of Mr. J. W. Guinn, was referred to the Committee on the Judiciary. The resignations of Joseph Physeo of Craven and of William Pearce of Stokes, Justices of the Peace, received from the Senate, were read and accepted.

The resignation of Owen B. Cox, as Col. Comdt. of the regt. of Jones County Militia, and of Thomas Battle as Col. Comdt. of the regiment of Onslow; were presented, read and accepted.

SENATE.

Monday, Dec. 19 .- Received from the House of Commons a message, informing Messrs. M'Cormick and Burney form the Senate. Received from the House of Com-Cansler and Graham, form their branch announced that Messrs. Marsteller and Hargrave, compose our branch of the com-Mr. M'Neill, from the joint committee, mittee to superintend said election. The

> For Frederick Nash For R. J. Daniel 13 Scattering 3 16

Majority for Mr. Nash Mr. Marsteller, from the Committee on the part of the Senate, to superintend the election of Judge of the Superior Court of Law and Equity for this State, reported that Frederick Nash had received a majority of the whole number given in, and is declared duly elected.

A message from the House of Com-

COMMONS.

posing to go into an election for Solici-Resignations; Of William Pearce of tor for the 1st Judicial Circuit at 1 o'clock, Agreed to. A message from the Senate ven county; and of Abraham Lawrence informing that they had passed the revised bill, concerning the mode of choosing Senators and Representatives in the Conand resolutions were introduced by Mr. Moseley: counter memorial from Hyde County, ate proposing that the General Assembly amendments; and asking the concur-Dillon Jordan presented a memorial from Graham, ordered that a conference with

The Speaker laid before the House a communication from James J. Tredwell,